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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: van Oort et al.

Examiner: K. Schaetzle

Serial No.: 09/399,318

Group Art Unit: 3762

Filed : September 20, 1999

Attorney Docket No.: P-7739 CIP

Title: Cardiac Pacing System with Improved Physiological Event Classification and Heart Monitoring Based on DSP

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DATE OF DEPOSIT: JUNE 28, 2001

**CERTIFICATE OF FACSIMILE TRANSMISSION:** I hereby certify that all paper(s) described herein are being facsimile transmitted to the United States Patents and Trademarks Office on the date shown above.

Signature



Printed Name THOMAS WOODS

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE  
PATENTING REJECTION UNDER 37 CFR § 1.321(b)**

Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

I, Thomas F. Woods, am an authorized representative to sign on the behalf of the assignee of the above-identified patent application, Medtronic, Inc. The Assignment

was recorded on November 4, 1999, at Reel 010361, Frame 0147. 07/EE/2001 TTABB1 1100000001 132546 0939

The extent of our interest is in

X  the whole of this invention

a sectional interest in this invention as follows: *(state the exact interest)*

Disclaimer

Applicants hereby disclaim the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of:

X  U.S. Patent No. 6,029,087, as presently shortened by any terminal disclaimer

Any patent granted on application number \_\_\_\_\_

and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

X  U.S. Patent No. 6,029,087

Any patent granted on application number \_\_\_\_\_,

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

The Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

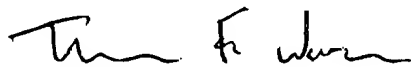
X  U.S. Patent No. 6,029,087, as presently shortened by any terminal disclaimer

any patent granted on application number \_\_\_\_\_

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The Commissioner is hereby authorized to charge \$110.00 to Deposit Account No. 13-2546 to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to Deposit Account No. 13-2546. A duplicate copy of this sheet is enclosed.

Respectfully submitted,  
Van Oort et al.  
By their attorney



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